

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Tatsuzo Nakamura

Serial No.: 10/782,828 Group Art Unit: 3739

Filed: February 23, 2004 Examiner: Unassigned

For: DEVICE FOR TREATMENT

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows:

Timing and Fees

\boxtimes	Under 37 C.F.R. § 1.97(b), no fee or statement is required for filing this infordisclosure statement is filed:					
			three months of the filing date of a national application other than a CPA § 1.53(d);			
	n three months of the actual filing date of the national phase of a PCT ration; OR					
	\boxtimes	before RCE)	e the mailing of a first substantive office action (including after filing of an			
		nder 37 C.F.R. § 1.97(c), this information disclosure statement is filed after the pecified in 37 C.F.R. § 1.97(b), but before the mailing date of:				
			a final rejection under 37 C.F.R. 1.113;			
			termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR			
			a notice of allowance under 37 C.F.R. § 1.311; and			

		is acco	ompanied by:
			the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR
			a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p).
			R. § 1.97(d), this information disclosure statement is filed after the mailing lowing actions which have not been withdrawn:
			a final action under 37 C.F.R. § 1.113;
			termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR
			a notice of allowance under 37 C.F.R. § 1.311;
	AND i	is filed o	on or before payment of the issue fee; AND is accompanied by:
			the statement as specified in 37 C.F.R. § 1.97(e) as set forth below, and the fee of \$180.00 under 37 C.F.R. § 1.17(p).
Staten	nents Ur	nder 37	C.F.R. 1.97(e)
			Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or
			No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement.
Cited 1	<u>Materia</u>	<u>ls</u>	
		ancest	s of materials listed but not attached were cited in benefit (35 U.S.C. § 120) or application Serial No, on Form 892 by the Examiner and/or Form by the applicant; see 37 C.F.R. § 1.98(d).
		_	s of materials listed but not attached were cited in an international search dated
	\boxtimes	Copies	s of the materials listed are attached (except for the foregoing).

Non-English Language References							
	An English-language search report or equivalent paper from a foreign patent office is provided indicating the relevance of the cited reference(s).						
	A foreign-language search report from a foreign patent office is provided, an pertinent parts are translated substantively below:						
	 X = document of particular relevance when it is taken alone Y = document of particular relevance when it is combined with another such document 						
	A = document defining the general state of the art O = non-written disclosure						
	P = intercalated document						
	T = document cited to understand the theory or principle underlying the invention						
	E = patent document which has the benefit of a date earlier than the filing date and which was published only on or after this filing date						
	D = cited in the application						
	L = cited for another reason						
	& = publication of member of same patent family						
	Translation of other relevant information on foreign search report						
	[insert necessary translation here]						
Informa	<u>ntion</u>						
ent of Fe	ees Due (If Any):						
A chec	ck for \$ covering the fee identified above is attached.						
Please	charge to Deposit Account No. 13-3402 \$ for the fee identified above.						
	Informa						

The Commissioner is hereby authorized to charge or credit any overpayment to Deposit Account #13-3402, two copies of this paper are attached for this purpose.

Respectfully submitted,

John A. Sopto Reg. No. 33,103 Attorney for Applicants

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Attorney Docket No.: HAYAK-11

Date: November 18, 2004

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Substitute	for	form	1449A/PTO	

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Group Art Unit

2

Complete if Known **Application Number** 10/782,828 Filing Date February 23, 2004 First Named Inventor Tatsuzo NAKAMURA 3739 **Examiner Name** Unassigned HAYAK-11 Attorney Docket Number

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U.S. PATENT DOCUMENTS U.S. Patent Document Date of Publication of Cited Document Kind Code² Name of Patentee or Applicant Initials ' Cite No.1 of Cited Document Number (if known) MM-DD-YYYY

	FOREIGN PATENT DOCUMENTS									
Examiner Initials*	Cite No.1	Office ³	Foreign Patent Docu	Ment Kind Code ⁵ (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T⁵		
	1	JP	09224996		TOWA IRYOKI KK	February 22, 1996				

Examiner Signature	Date Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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¹ Unique citation designation number. 2 See attached Kinds of U.S. Patent Documents. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached. Number refers to English language corresponding family member.

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Substitute fo	r form 1449A/P	то		Complete if Known		
INFOR	RA A TION	I DISC	LOSURE	Application Number	10/782,828	
				Filing Date	February 23, 2004	
SIAIE	MENIE	BY API	PLICANT	First Named Inventor	Tatsuzo NAKAMURA	
				Group Art Unit	3739	
(u	se as many si	heets as ne	cessary)	Examiner Name		
Sheet	1	of	1	Attorney Docket Number	HAYAK-11	

Examiner		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine,	
Initials *	Cite No.1	journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Τ²
	2	A GUIDE TO SILVER SPIKE POINT (SSP) THERAPY Masayoshi Hyodo, Toshikatsu Kitade 2 nd Ed., The SSP Therapy Study Group, p.12-23 (1979).	
	3	Patent Abstracts of Japan; OPHTALMIC MASSAGE DEVICE; Nakase Kazuo; February 22, 1996.	
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Examiner	1	Date	
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